

REMARKS

Reconsideration of this application, as presently amended, is respectfully requested.
Claims 1-10 are pending in this application. Claims 1-10 stand rejected.

Claim Rejections – 35 U.S.C §102

In the final Office Action mailed March 22, 2006, claims 1-2, 5-6 and 9-10 were rejected under 35 U.S.C. §102(e) as being anticipated by **Kudoh et al.** (USP 6,373,714, previously cited). For the reasons set forth in detail below, it is respectfully submitted that the present claims patentably distinguish over the **Kudoh et al.** reference.

Independent claims 1 and 5 have been amended to clarify that the power source terminal of the first substrate is electrically connected to a power source line of the second substrate through a via.

It is respectfully submitted that **Kudoh et al.** do not disclose or suggest a circuit substrate, as recited in claim 1, or electronic equipment, as recited in claim 5, “wherein the power source terminal of the first substrate is electrically connected to a power source line of the second substrate through a via”.

Moreover, it is noted that the Advisory Action mailed July 11, 2006 neither addressed the patentability arguments presented in the Response under 37 C.F.R. §1.116 nor provides further explanation of the Examiner’s position beyond that provided in the final Office Action. Accordingly, if the rejection over **Kudoh et al.** is maintained, the Examiner is respectfully

requested to address the patentability arguments presented in the Response under 37 C.F.R. §1.116. Those arguments are reiterated below.

In the Amendment filed on December 29, 2005, it was argued that **Kudoh et al.** do not disclose or suggest *“noise reduction elements each being connected between a power source terminal of the second surface of the first substrate and a power source terminal of the surface of the second substrate.”*

The Examiner responds to these patentability arguments by asserting:

“Examiner disagrees because in column 4, lines 18-28 of Kudoh reference that disclose the electronic part (3) connected between a power source of a voltage control oscillator (a PCB-1) to a power source supply pad of the motherboard (10). Thus Kudoh meets all of the limitation of the claimed invention.”

First, it is respectfully submitted that column 4, lines 18-28 of the **Kudoh et al.** reference cited by the Examiner simply does not disclose or suggest what the Examiner contends this portion of the reference teaches. Initially, it is noted that features discussed the portion of **Kudoh et al.** relied upon by the Examiner (column 4, lines 18-28) are not illustrated in the drawings of **Kudoh et al.** Thus, the written description is the only portion used to support the rejection. Specifically, column 4, lines 18-28 of **Kudoh et al.** state:

Electronic parts relatively unsuceptible to suffer the influence of a noise, such as a capacitor to be connected with an input terminal, an output terminal, and a power source terminal of a voltage controlled oscillator, and a capacitor having each one end connected with a ground as well as to be connected with an input or output pad, a power source supply pad or a ground pad on the mother board 10, are selected as these electronic parts 3. Moreover, the thickness of the plurality of the electronic parts 3 having the terminals 3a to be connected to the mother board 10 is set to have the lower surface thereof flush with each other.

Thus, the portion of **Kudoh et al.** relied upon by the Examiner teaches two examples of electronic parts unsusceptible to the influence of noise. The first example of such electronic parts is “*a capacitor to be connected with an input terminal, an output terminal, and a power supply terminal of a voltage controlled oscillator*”. Thus, this portion of **Kudoh et al.** clearly does not disclose or suggest a capacitor that is connected between a power source terminal of the printed board 1 and a power source terminal of the mother board 10.

In fact, **Kudoh et al.** suggests that the capacitor “connected with an input terminal, an output terminal, and a power supply terminal of a voltage controlled oscillator” has *no connection to the mother board 10*. More specifically, **Kudoh et al.** disclose that the printed board 1 is a voltage controlled oscillator (see col. 3, lines 50-52). Further, **Kudoh et al.** disclose that certain of the electronic parts 3 are **not** electrically connected to the motherboard 10 (see col. 4, lines 54-63). Thus, the fact that (1) **Kudoh et al.** discloses that the printed board 1 is a voltage controlled oscillator and (2) **Kudoh et al.** discloses that the capacitor is “connected with an input terminal, an output terminal, and a power supply terminal *of a voltage controlled oscillator*” suggests that the capacitor is *only* connected to the printed board, which is the voltage controlled oscillator. Further, the fact that **Kudoh et al.** indicate that certain of the electronic parts 3 are **not** electrically connected to the motherboard 10 reinforces the suggestion that the capacitor is clearly not connected to a power supply terminal of the mother board 10.

The second example of the electronic part provided by **Kudoh et al.** is “*a capacitor having each one end connected with a ground as well as with an input or output pad, a power source supply pad or a ground pad on the mother board 10*”. Unlike the claimed invention, this

example of a capacitor in **Kudoh et al.** at best suggests that the capacitor is **connected between a power source pad on the mother board 10 and a ground of the printed board 1.**

The second example of the electronic part provided by **Kudoh et al.** does not disclose or suggest that the capacitor is *connected between a power source terminal of the second surface of a first substrate and a power source terminal of a surface of a second substrate.*

In summary, it is respectfully submitted that **Kudoh et al.** simply do not teach that a capacitor (i.e., a part relatively unsuceptible to noise) is connected between a power source terminal of the VCO (printed board 1) and a power source terminal of the mother board 10.

It is well settled that anticipation under §102 is established only if all the elements of an invention, *as stated in the claim*, are *identically* set forth in a single prior art reference. Moreover, it is not sufficient that each element be found somewhere in the reference, the elements *must be arranged as in the claim*. *Lindemann Maschinenfabrik GMBH v. American Hoist and Derrick Co.*, 703 F.2d 1452, 1458 (Fed. Cir. 1984).

Kudoh et al. do not disclose or suggest all the elements of the invention as stated in claims 1 and 5. Accordingly, reconsideration and withdrawal of the rejection under §102 are respectfully requested.

Claim Rejections- 35 U.S.C. §103

Claims 3-4 and 7-8 were previously rejected under 35 U.S.C. §103(a) as being unpatentable over **Kudoh et al.** ('714) in view of **McKee et al.** (USP 6,418,029, previously cited).

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Mckee et al. do not alleviate the above-noted deficiencies of **Kudoh et al.** Therefore, each of claims 3-4 and 7-8 patentably distinguish over the combination of references for the same reasons set forth above with respect to claims 1 and 5 by virtue of their dependency therefrom. Accordingly, withdrawal of the rejection of claims 3-4 and 7-8 is respectfully requested.

CONCLUSION

In view of the foregoing amendments and accompanying remarks, it is submitted that all pending claims are in condition for allowance. A prompt and favorable reconsideration of the rejection and an indication of allowability of all pending claims are earnestly solicited.

If the Examiner believes that there are issues remaining to be resolved in this application, the Examiner is invited to contact the undersigned attorney at the telephone number indicated below to arrange for an interview to expedite and complete prosecution of this case.

If this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

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